

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

WILLIE JAMES NEWMAN,

Plaintiff,

v.

MICHAEL VAGNINI, JEFFREY CLINE,
and PAUL MARTINEZ,

Defendants.

Case No. 15-CV-1363-JPS

SPECIAL VERDICT

We, the jury, duly impaneled and sworn, for our special verdict in the above-entitled action, find as follows:

CLAIM No. 1

UNREASONABLE SEARCH AGAINST MICHAEL VAGNINI

Question No. 1: (see Part II, Section 1 of the Jury Instructions):

Did Michael Vagnini conduct a search of Willie Newman in an unreasonable manner?

Answer: Yes
(Yes/No)

Question No. 2: (see Part II, Section 1 and Section 3.1 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 1.

What amount of money, if any, do you award to fairly and reasonably compensate Willie Newman for being unreasonably searched by Michael Vagnini?

Answer: \$ 150,000
(Amount)

CLAIM NO. 2
FAILURE TO INTERVENE AGAINST JEFFREY CLINE AS TO SEARCH OF WILLIE
NEWMAN BY MICHAEL VAGNINI

Question No. 3: (see Part II, Section 2 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 1.

Did Jeffrey Cline know that Michael Vagnini was conducting an unreasonable search of Willie Newman?

Answer: Yes
(Yes/No)

Question No. 4: (see Part II, Section 2 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 3.

Did Jeffrey Cline have a realistic opportunity to prevent an unreasonable search of Willie Newman by Michael Vagnini?

Answer: Yes
(Yes/No)

Question No. 5: (see Part II, Section 2 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 4.

Did Jeffrey Cline fail to take reasonable steps to prevent injury to Willie Newman by Michael Vagnini?

Answer: Yes
(Yes/No)

Question No. 6: (see Part II, Section 2 and Section 3.1 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 3, Question No. 4, and Question No. 5. If you answered "No" to *any* of those three questions, then you should not answer this question.

What amount of money, if any, do you award to fairly and reasonably compensate Willie Newman for Jeffrey Cline's failure to intervene to prevent Michael Vagnini's unreasonable search?

Answer: \$60,000
(Amount)

CLAIM NO. 3

**FAILURE TO INTERVENE AGAINST PAUL MARTINEZ AS TO SEARCH OF WILLIE
NEWMAN BY MICHAEL VAGNINI**

Question No. 7: (see Part II, Section 2 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 1.

Did Paul Martinez know that Michael Vagnini was conducting an unreasonable search of Willie Newman?

Answer: Yes
(Yes/No)

Question No. 8: (see Part II, Section 2 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 7.

Did Paul Martinez have a realistic opportunity to prevent an unreasonable search of Willie Newman by Michael Vagnini?

Answer: Yes
(Yes/No)

Question No. 9: (see Part II, Section 2 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 8.

Did Paul Martinez fail to take reasonable steps to prevent injury to Willie Newman by Michael Vagnini?

Answer: Yes
(Yes/No)

Question No. 10: (see Part II, Section 2 and Section 3.1 of the Jury Instructions):

Note: Answer this question *if, and only if*, you answered "Yes" to Question No. 7, Question No. 8, and Question No. 9. If you answered "No" to *any* of those three questions, *then* you should not answer this question.

What amount of money, if any, do you award to fairly and reasonably compensate Willie Newman for Paul Martinez's failure to intervene to prevent Michael Vagnini's unreasonable search?

Answer: \$60,000
(Amount)

PUNITIVE DAMAGES AGAINST MICHAEL VAGNINI

Question No. 11: (see Part II, Section 3.2 of the Jury Instructions):

Note: You should answer this question *if, and only if*, you answered "Yes" to Question No. 1.

Was the conduct of Michael Vagnini malicious or in reckless disregard of Willie Newman's rights?

Answer: Yes
(Yes/No)

Question No. 12: (see Part II, Section 3.2 of the Jury Instructions):

Note: You should answer this question *if, and only if*, you answered "Yes" to Question No. 11.

What amount of money, if any, do you award against Michael Vagnini as punitive damages?

Answer: \$ 1,125,000
(Amount)

PUNITIVE DAMAGES AGAINST JEFFREY CLINE

Question No. 13: (see Part II, Section 3.2 of the Jury Instructions):

Note: You should answer this question *if, and only if*, you answered "Yes" to Question No. 3, Question No. 4, and Question No. 5.

Was the conduct of Jeffrey Cline malicious or in reckless disregard of Willie Newman's rights?

Answer: Yes
(Yes/No)

Question No. 14: (see Part II, Section 3.2 of the Jury Instructions):

Note: You should answer this question *if, and only if*, you answered "Yes" to Question No. 13.

What amount of money, if any, do you award against Jeffrey Cline as punitive damages?

Answer: \$ 200,000
(Amount)

PUNITIVE DAMAGES AGAINST PAUL MARTINEZ

Question No. 15: (see Part II, Section 3.2 of the Jury Instructions):

Note: You should answer this question *if, and only if*, you answered "Yes" to Question No. 7, Question No. 8, and Question No. 9.

Was the conduct of Paul Martinez malicious or in reckless disregard of Willie Newman's rights?

Answer: Yes
(Yes/No)

Question No. 16: (see Part II, Section 3.2 of the Jury Instructions):

Note: You should answer this question *if, and only if*, you answered "Yes" to Question No. 15.

What amount of money, if any, do you award against Paul Martinez as punitive damages?

Answer: \$ 400,000
(Amount)

Dated at Milwaukee, Wisconsin, this 23rd day of November, 2016.

Robert G. Denker
Foreperson